

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1) **Contracting Activity:**

Department of Veterans Affairs
Network 15 Contracting Office
3450 S. 4th St Trafficway
Leavenworth, KS 66048

The purchase request number is 765-14-1-021-0099.
Items are to be delivered to the Great Lakes CMOP.

- 2) **Nature and/or Description of the Action Being Processed:** The GL-CMOP, 5th & Roosevelt Rd Bldg. 37 dock 19, Hines IL, 60141 Consolidated Mail Outpatient Pharmacy is requesting approval to purchase BRAND NAME specific NDC drug items. This is a new procurement and will be a firm fixed price contract. The total estimated value for this request is \$100,121.92. The list below does not include all drug items included in this request but only the brand name specific drugs.

3) **Description of Supplies/Services Required to Meet the Agency's Needs:**

HYDROCORTISONE 2.5% OINT H0062

- NDC -00168014630 (NO SUBSTITUTES)
- Quantity and Description of request: 30Grams HYDROCORTISONE 2.5% OINT .
- Supplier: E.FOUGERA & CO.
- The estimated Purchase Order value for this request for this item is \$3,024.00

ARTIFICIAL SALIVA S0002

- NDC -50930009802 (NO SUBSTITUTES)
- Quantity and Description of request: 60ML ARTIFICIAL SALIVA
- Supplier: PARNELL
- The estimated Purchase Order value is for this request for this item is \$5,002.00

CHLORHEXIDINE GLUC 0.12% (Alcohol Free) MOUTHWASH C1287

- NDC-05237602102(NO SUBSTITUTES)

- Quantity and Description of request: 480ml CHLORHEXIDINE GLUC 0.12% (AF) MOUTHWASH
- Supplier: SUNSTAR
- The estimated Purchase Order value is for this request for this item is \$5,754.00

LACTOBACILLUS CHEW TAB L0146

- NDC-08290236850 (NO SUBSTITUTES)
- Quantity and Description of request: 50 count bottle LACTOBACILLUS CHEW TAB
- Supplier: BECTON DICKINSON
- The estimated Purchase Order value is for this request for this item is \$6,883.20

DAPSONE 25MG TAB D0011

- NDC -49938010230 (NO SUBSTITUTES)
- Quantity and Description of request: 30 count bottle DAPSONE 25MG TAB =376Vfl t)
- Supplier: JACOBUS
- The estimated Purchase Order value is for this request for this item is \$4,186.83

NEFAZODONE 100MG TAB NO243

- NDC-00093102406 (NO SUBSTITUTES)
- Quantity and Description of request: 60 count bottle NEFAZODONE 100MG TAB
- Supplier: TEVA
- The estimated Purchase Order value is for this request for this item is \$7,018.92

RESERVOIR, MINIMED #MMT-332A XZ835

- NDC -76300033210 (NO SUBSTITUTES)
- Quantity and Description of request: 10 per box RESERVOIR, MINIMED #MMT-332A
- Supplier: Medtronic
- The estimated Purchase Order value is for this request for this item is \$16,704.00

4) Statutory Authority Permitting Other than Full and Open Competition:

(X) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1; Brand name description application applies.

- 5) Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** Within the VHA brand name drugs may be prescribed by physicians when in their clinical judgment the brand name drug will provide a better therapeutic outcome for patients. Brand name drugs are requested when there is a clinical requirement for the drug. In this case, the brand specific drug name is requested on the list above.

6) Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:

The requesting pharmacy indicated this medication could be obtained from these three small businesses:

MILLANN LLC - SDVOSB
5116 ROUNDTREE ST
SHAWNEE, KS 66226-3877
PH: 913 378-7284

UNITED DRUG SUPPLY INC - SB
620 VALLEY FORGE ROAD
HILLSBOURGH, NC 27278-8567
PH: 877 400-0 214

EMED MEDICAL COMPANY
12163 BRIDGETON SQUARE DRIVE
BRIDGETON, MO 63044
PH: 314 291-3633

7) Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

The GL-CMOP anticipates the cost to the Government will be fair and reasonable based on competition and comparison to recent prices paid by CMOP.

8) Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: After searching NAC & GSA, there are no available contracts for any of the items requested. A search of the Center for Veteran Enterprise Vendor Information Pages indicates there are no SDVOSB or VOSB vendors which are engaged in the manufacture of pharmaceuticals. A query at the SBA Dynamic Search portal returned 44 possible small business vendors. However, these vendors are not engaged in manufacture, but are distributors for large business wholesalers. Because the Government is not allowed to do business using Wholesale Trade or Retail Trade NAICS codes, searches must be conducted using the manufacture NAICS code of 325412 Pharmaceutical Preparation Manufacturing.

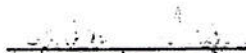
9) Any Other Facts Supporting the Use of Other than Full and Open Competition: N/A

10) Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: N/A

11) A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required:

N/A.

- 12) Requirements Certification: I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.



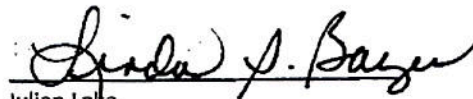
Carlos Araghi
Inventory Manager
GL-CMOP



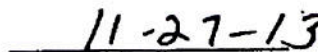
Date

13) Approvals in accordance with FAR 6.304

- a) Contracting Officer's Certification: (required) I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.



Julian Lake
Contracting Officer
NCO 15



Date 11-27-13

- b) NCM/PCM : I certify the justification meets requirements for other than full and open competition.

loyd.jackson@va.gov

Digitally signed by loyd.jackson@va.gov
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Date: 2013.11.27 13:11:16 -0600

Mark Zinser
Director, CMOP Acquisition Team
NCO 15

Date